



PATENT  
Docket No. 219002032800

## DECLARATION FOR UTILITY PATENT APPLICATION

AS BELOW-NAMED INVENTORS, WE HEREBY DECLARE THAT:

Our residences, post office addresses, and citizenship are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHODS FOR TREATING DIABETES, the specification of which is attached hereto unless the following box is checked:

was filed on December 5, 2003 as United States Application Serial No. 10/728,665.

WE HEREBY STATE THAT WE HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE.

We acknowledge the duty to disclose information which is material to the patentability as defined in 37 C.F.R. § 1.56.

We hereby claim benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Serial No.	Filing Date
60/431,241	December 6, 2002

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

4.20.04

M. Satyanarayana

Date

Name: Satyanarayana MEDICHERLA  
Residence: 10092 Stern Avenue, Cupertino, California 95014  
Citizenship: U.S.  
Post Office Address: 10092 Stern Avenue, Cupertino, California 95014

Date

Name: Andrew A. PROTTER  
Residence: 185 N. California Avenue, Palo Alto, California 94301  
Citizenship: U.S.  
Post Office Address: 185 N. California Avenue, Palo Alto, California 94301

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Name: George F. SCHREINER  
Residence: 12774 Leander Drive, Los Altos, California 94022  
Citizenship: U.S.  
Post Office Address: 12774 Leander Drive, Los Altos, California 94022



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Date 4/15/2004 Name: Satyanarayana MEDICHERLA  
Residence: 10092 Stern Avenue, Cupertino, California 95014  
Citizenship: U.S.  
Post Office Address: 10092 Stern Avenue, Cupertino, California 95014

Date 4/15/2004 Name: Andrew A. PROTTER  
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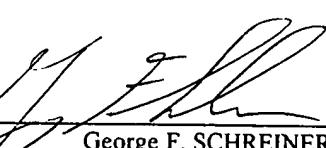
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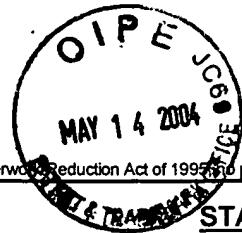
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PTO/SB/96 (08-03)  
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## STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Scios, Inc.

Application No./Patent No.: 10/728,665 Filed/Issue Date: December 5, 2003

Entitled: METHODS FOR TREATING DIABETES

Scios, Inc. , a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1.  the assignee of the entire right, title, and interest; or
2.  an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:

A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B.  A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

11 May 2004

Date

358-710-7940

Telephone Number

James J. Mullen, III, Ph.D. - Reg. No. 44,957

Typed or printed name

Signature

James J. Mullen, III

Title

# ASSIGNMENT JOINT

**COPY**

THIS ASSIGNMENT, by Satyanarayana MEDICHERLA, residing at 10092 Stern Avenue, Cupertino, California 95014; Andrew A. PROTTER, residing at 185 N. California Avenue, Palo Alto, California 94301; and George F. SCHREINER, residing at 12774 Leander Drive, Los Altos, California 94022 (hereinafter referred to as the assignors) witnesseth:

WHEREAS, said assignors have invented certain new and useful improvements in METHODS FOR TREATING DIABETES, set forth in an application for Letters Patent of the United States, bearing Serial No. 10/728,665 and filed on December 5, 2003; and

WHEREAS, Scios, Inc., a corporation duly organized under and pursuant to the laws of California and having its principal place of business at 6500 Paseo Padre Parkway, Fremont, California, 94555 (hereinafter referred to as the assignee) is desirous of acquiring the entire right, title and interest in and to said inventions and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, said assignors have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over, unto said assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by said assignee, for its own use and the use of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignors, had this sale and assignment not been made.

AND for the same consideration, said assignors hereby covenant and agree to and with said assignee its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, said assignors are the sole and lawful owners of the entire right, title and interest in and to said inventions and the application for Letters Patent above-mentioned, and that the same are unencumbered and that said assignors have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND for the same consideration, said assignors hereby covenant and agree to and with said assignee, its successors, legal representatives and assigns, that said assignors will, whenever counsel of said assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-in-part of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said assignee, its successors, legal representatives and assigns, but at the cost and expense of said assignee, its successors, legal representatives and assigns.

AND said assignors hereby request the Commissioner of Patents to issue said Letters Patent of the United States to said assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use of said assignee, its successors, legal representatives and assigns.

4.20.04	<u>M. Satyanarayana</u>
Date	Satyanarayana MEDICHERLA
Date	Andrew A. PROTTER
Date	George F. SCHREINER

ASSIGNMENT  
JOINT

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NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, said assignors have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over, unto said assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by said assignee, for its own use and the use of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignors, had this sale and assignment not been made.

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Date

Satyanarayana MEDICHERLA

4/15/2004

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Andrew A. PROTTER

Date

George F. SCHREINER

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